

Cir. 1983).

In light of this standard, the Court has carefully reviewed the Magistrate's Report and the record in this case. This Court concludes that the Report accurately summarizes this case and the applicable law. Therefore, it is hereby **ORDERED** that the Magistrate Judge's Report is **ACCEPTED** (Doc. # 78), that Marion County's motion to dismiss or quash is **DISMISSED AS MOOT** (Doc. # 15), that South Carolina's motion to dismiss is **GRANTED** (Doc. # 39), and that the State of South Carolina is dismissed as a party to this action.

IT IS SO ORDERED.

S/ Terry L. Wooten
TERRY L. WOOTEN
UNITED STATES DISTRICT JUDGE

March 4, 2008

Florence, South Carolina